

2008 OCT -3 PM 4:26

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Thomas E. SLOWE et al.

Art Unit: 2621

Application No: 09/956,971

Examiner: David J. Czekaj

Confirmation No: 6865

Filed: September 21, 2001

Atty. Docket No: 37112-173581

For: VIDEO EDITING SYSTEM USING  
FIXED-FRAME AND CAMERA-MOTION  
LAYERS

Customer No:

26694

PATENT TRADEMARK OFFICE

**REQUEST FOR REFUND**

MS Refunds

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

On March 29, 2007, Applicants filed a Request for Continued Examination (RCE) in the above-identified patent application. Upon the filing of the Request for Continued Examination (RCE), Applicants submitted a Fee Transmittal (Form PTO/SB/21) with a charge of \$790 to Applicants' Deposit Account 22-0261. On March 29, 2007, our deposit account was charged a fee of \$790 for this submission. Copies of the Applicants Patent Prosecution Receipt of Filing stamped March 29, 2007 and Fee Transmittal (Form PTO/SB/21), indicating payment of the \$790, are attached. A statement for the Deposit Account No. 22-0261 indicating that \$790 was charged thereto on March 30, 2007 is enclosed.

Application No.: 09/956,971

Docket No.: 37112-173581

Applicants hereby submit that this charge was made in error as the instant application claims small entity status. Applicants therefore respectfully request a refund in the amount of \$395. Please refund the \$395 fee by crediting the refunded amount to our Deposit Account No. 22-0261, and notify the undersigned accordingly.

Dated: October 3, 2008

Respectfully submitted,

By: 

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PTO/SB/30 (09-08)  
Approved for use through 03/31/2007. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>Request for Continued Examination (RCE) Transmittal</b>  Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/956,971-Conf. #6865
	Filing Date	September 21, 2001
	First Named Inventor	Thomas E. Slowe
	Art Unit	2613
	Examiner Name	D. J. Czekaj
	Attorney Docket Number	37112-173581

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 22-0261. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.138 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature		Date	March 29, 2007
Name (Print/Type)	Seth A. Kaminski	Registration No.	42,709

03/30/2007 EEKUBAY1 00000048 220261 09956971

01 FC:1801 790.00 DA

Adjustment date: 10/16/2008 SDIRETA1  
03/30/2007 EEKUBAY1 00000048 220261 09956971  
01 FC:1801 790.00 CR

10/16/2008 SDIRETA1 00000006 220261 09956971

01 FC:2801 395.00 DA